

## CHAPTER NO. 801

## SENATE BILL NO. 2180

By Fowler

Substituted for: House Bill No. 2544

By Fowlkes

AN ACT to amend Tennessee Code Annotated, Section 66-24-101, relative to the recording of electronic records with the county registers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 66-24-101, is amended by adding the following new subsection (c):

(c) If any writing otherwise eligible for registration under subsection (a) is created or retained as an electronic record in accordance with § 47-10-112, and other provisions of the Uniform Electronic Transactions Act or any other provision of law, then a copy of such writing, in lieu of the original, may be registered under this section; provided that such copy is certified by a licensed attorney or the custodian of the record that such copy is a true and accurate copy of the original and the signature of such attorney or custodian is notarized. The county register may specify whether the copy to be registered shall be in paper or electronic form.

The Certification of Electronic Document shall be notarized and shall be substantially in the following form and shall not obstruct any of the contents of the document being tendered:

I, \_\_\_\_\_, do hereby make oath that I am a licensed attorney and/or the custodian of the paper version of the electronic record tendered for registration herewith and that this is a true and correct copy of the electronic record executed pursuant to § 47-10-112 and other provisions of the Uniform Electronic Transactions Act or other provisions of law.

\_\_\_\_\_  
Signature

State of \_\_\_\_\_  
County of \_\_\_\_\_

Personally appeared before me, \_\_\_\_\_, a notary public for said county and state, \_\_\_\_\_ (name of person making certification) who acknowledges that this certification is true and correct and whose signature I have witnessed.

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Notary's Signature


MY COMMISSION EXPIRES: \_\_\_\_\_

NOTARY'S ORIGINAL SEAL

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: May 20, 2004**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this    3<sup>rd</sup>    day of    June    2004**

  
PHIL BREDESEN, GOVERNOR

RECEIVED

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JOHN WILDER  
SPEAKER OF THE SENATE

SECRETARY OF STATE  
STATE CAPITOL

**Senate Chamber**  
**State of Tennessee**

RUSSELL A. HUMPHREY  
CHIEF CLERK

OFFICE OF THE CHIEF CLERK

2nd FLOOR, STATE CAPITOL  
TENNESSEE GENERAL ASSEMBLY  
NASHVILLE, TENNESSEE 37243  
(615) 741-2730

September 7, 2004

The Honorable John S. Wilder  
Speaker of the Senate  
State of Tennessee  
1 Legislative Plaza  
Nashville, TN 37243

Dear Mr. Speaker Wilder:

Senate Bill No. 2180 was transmitted to the Governor with an error. The House of Representatives and the Senate did not adopt the amendments to Senate Bill No. 2180 in identical order. Therefore, the bill was enrolled for signatures with the incorrect text. The Governor signed Senate Bill No. 2180 and the Secretary of State assigned it Public Chapter No. 801.

This measure has not passed both houses of the General Assembly in the same form, therefore Public Chapter No. 801 is invalid.

With kindest regards, I am,

Yours truly,

A handwritten signature in black ink, appearing to read "Russell A. Humphrey".

Russell A. Humphrey  
Chief Clerk of the Senate

RAH/pm

cc: The Honorable Jimmy Naifeh, Speaker of the House  
The Honorable David Fowler, State Senator  
The Honorable Paul Summers, Attorney General  
The Honorable Riley Darnell, Secretary of State  
Mr. Burney Durham, Chief Clerk of the House  
Ms. Ellen Tewes, Director of Legal Services